THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 25187 of 2007

Date:27-11-2007

Between:

Shalini Vidya Samstha rep. by its Chairman, J.Sagar Rao

...

Petitioner

AND

The State of A.P. rep. by its Tahsildar, Karimnagar and two others

.. Respondents

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ORDER:

The petitioner seeks a writ of mandamus to declare the action of the first respondent in issuing the proceeding bearing No.B/293/1/2007, dated 08.06.2007, as illegal and arbitrary.

It is the case of the petitioner that the first respondent/Tahsildar passed resumption orders, dated 08.06.2007 in proceeding bearing No.B/293/1/2007 resuming the lands of an extent of Ac.11.23 guntas which were assigned to various eight persons, out of them six persons were assigned Ac.1.37 guntas each, one person was assigned Ac.1.36 guntas and another person was assigned Ac.1.39 guntas and the said assignees have sold the said property in favour of the petitioner.

Admittedly, the assigned lands are not alienable. However, it is stated that the petitioner filed an appeal before the Revenue Divisional Officer in Appeal No.1/3257 of 2007.

Having regard to the facts of the case, the writ petition is disposed of directing the second respondent to consider and dispose of the said appeal filed against the impugned order, dated 08.06.2007 vide proceeding bearing No.B/293/1/2007, and pending disposal of the said appeal, status-quo obtained as on today with regard to the possession shall be maintained. There shall be no order as to costs.

V.ESWARAIAH, J.

Date:27.11.2007
ccm